

EXHIBIT A

BooginHead v. Cheeky Chompers

(U.S. Patent No. D780,400)

(12) **United States Design Patent** (10) **Patent No.:** **US D780,400 S**
Livingstone et al. (45) **Date of Patent:** **** Mar. 7, 2017**

(54) **NECKERCHIEF**

(71) Applicants: **Amy Livingstone**, Roslin (GB); **Julie Wilson**, Edinburgh (GB)

(72) Inventors: **Amy Livingstone**, Roslin (GB); **Julie Wilson**, Edinburgh (GB)

(**) Term: **14 Years**

(21) Appl. No.: **29/517,284**

(22) Filed: **Feb. 11, 2015**

Related U.S. Application Data

(63) Continuation of application No. PCT/GB2013/000340, filed on Aug. 12, 2013.

(51) **LOC (10) Cl.** **02-05**

(52) **U.S. Cl.**

USPC **D2/500**; D2/863

(58) **Field of Classification Search**

USPC D2/500, 503, 508, 600, 602, 608, 854; D2/860, 861, 862, 863, 864; D11/202, 204

CPC A41B 13/00; A41B 13/10; A41B 13/103; A41B 13/106; A41D 2300/00; A41D 25/00; A41D 25/001; A41D 25/005; A41D 25/006; A41D 25/16

See application file for complete search history.

(56) **References Cited**

U.S. PATENT DOCUMENTS

1,327,062 A * 1/1920 Quinn A41B 15/00 2/1
 D74,051 S * 12/1927 Fenwick D2/506
 D117,724 S * 11/1939 Steinberg D2/500
 D179,831 S * 3/1957 Young D2/500
 D183,646 S * 10/1958 Cash D2/502
 3,105,970 A * 10/1963 Herzberg A41D 23/00 2/207
 D402,785 S * 12/1998 Franzreb D2/500

6,209,133 B1 * 4/2001 Hinshaw A41B 13/103 2/49.1

D449,917 S * 11/2001 Dunn D2/860

D490,217 S * 5/2004 Anderson D2/861

(Continued)

FOREIGN PATENT DOCUMENTS

EM 002169300-0001 * 1/2013

OTHER PUBLICATIONS

The Neckerchew—Twinkle Twinkle, [on-line]; [review posted to the Internet Jul. 30, 2014]; [retrieved from the Internet Aug. 2, 2016]; URL: < <https://www.amazon.com/Cheeky-Chompers-710081-The-Neckerchew/dp/B00D2X6ZEC>>. (7 pages).*

(Continued)

Primary Examiner — Karen E. Eldridge Powers

Assistant Examiner — Jasmine Mlinarcik

(74) *Attorney, Agent, or Firm* — Buchanan Nipper

(57)

CLAIM

We claim the ornamental design for a neckerchief, as shown and described.

DESCRIPTION

FIG. 1 is a top plan view of a neckerchief showing our design;

FIG. 2 is a partial top plan view thereof;

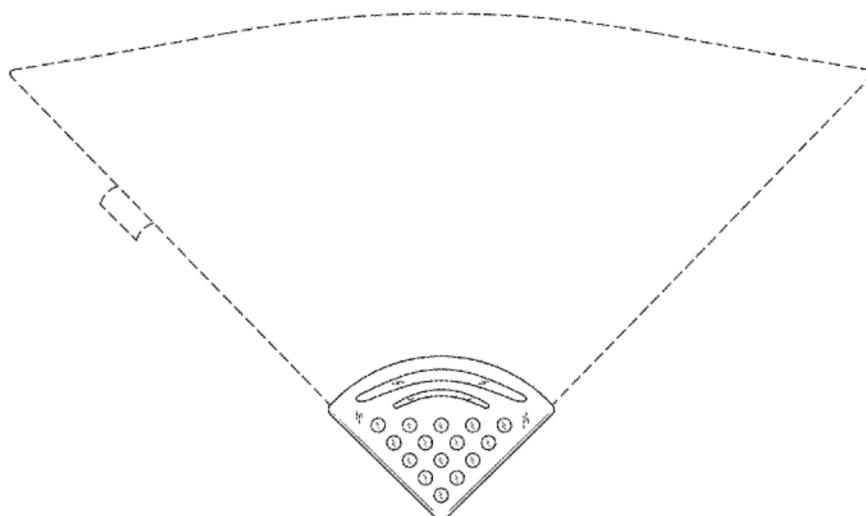
FIG. 3 is a partial bottom plan view thereof; and,

FIG. 4 is a partial first side elevation view thereof.

The neckerchief illustrated in broken lines in FIG. 1 represents environmental structure and forms no part of the claimed design.

The dash-dot-dash broken line illustrated in FIG. 4 defines the bounds of the claimed design and forms no part thereof.

1 Claim, 2 Drawing Sheets



US D780,400 S

Page 2

(56)

References Cited

U.S. PATENT DOCUMENTS

D490,967 S * 6/2004 Anderson D2/861
 D490,968 S * 6/2004 Anderson D2/861
 D493,273 S * 7/2004 Anderson D2/861

OTHER PUBLICATIONS

Help Your Little Cheeky Chomper, [on-line]; [posted to the Internet Jan. 14, 2015]; [retrieved from the Internet Aug. 2, 2016]; URL: <http://www.cheekychompersus.com/index.php?route=blog/article&article_id=5>. (1 page).*
 Our Product Range, [on-line]; [Wayback Machine crawl back date posted to the Internet Feb. 19, 2015]; [retrieved from the Internet Aug. 2, 2016]; URL:<<https://web.archive.org/web/20150219225827/http://www.cheekychompersus.com/index.php?route=product/category&path=59>>. (4 pages).*

Introducing Cheeky Chompers, [on-line]; [published to the Internet Nov. 25, 2015]; [retrieved from the Internet Aug. 2, 2016]; URL: <https://www.youtube.com/watch?v=Gddh_L-RGw4>. (2 pages).*
 2pk Bandana Teething Bibs—Unisex, [on-line]; [publication date unknown]; [retrieved from the Internet Aug. 2, 2016]; URL: <http://www.nuby-uk.com/view-product?product_id=1248>. (2 pages).*

Cherries Soft Cotton Baby Teething Bandana . . . [on-line]; [publication date unknown]; [retrieved from the Internet Aug. 2, 2016]; URL: <<http://www.terapeak.com/worth/cherries-soft-cotton-baby-teething-bandana-teething-bib-chew-bib-drool>>. (2 pages).*

Third Party Observation on International Application No. PCT/GB2013/000340, mailed on Jun. 11, 2014.

Third Party Observation on International Application No. PCT/GB2013/000340, mailed on Jun. 18, 2014.

UKIPO Search Report on Application No. GB1314360.7, mailed on Jan. 30, 2014.

CFRO Examination Report on Application No. GB1314360.7, mailed on Jan. 7, 2015.

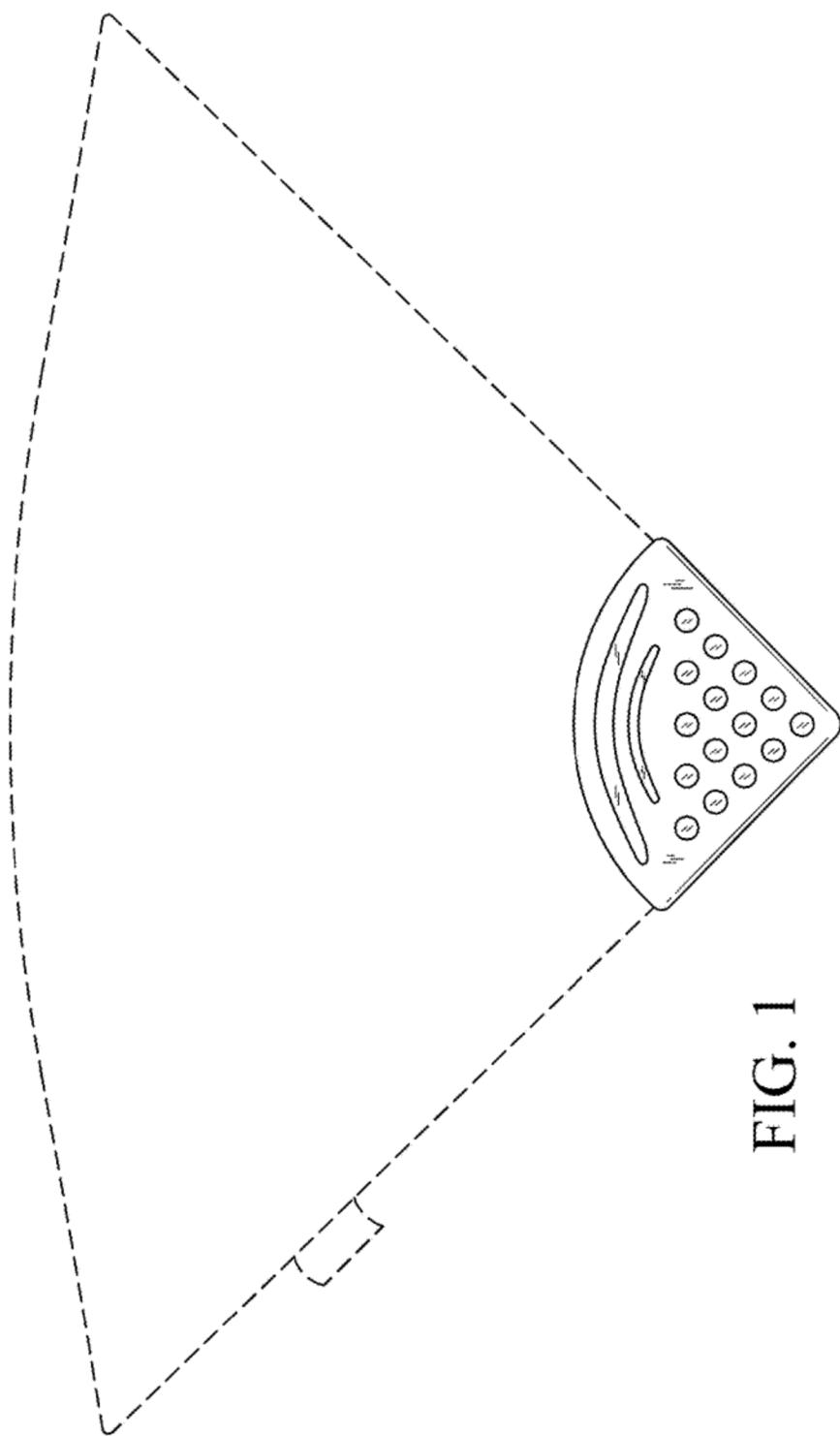
* cited by examiner

U.S. Patent

Mar. 7, 2017

Sheet 1 of 2

US D780,400 S



U.S. Patent

Mar. 7, 2017

Sheet 2 of 2

US D780,400 S

FIG. 3

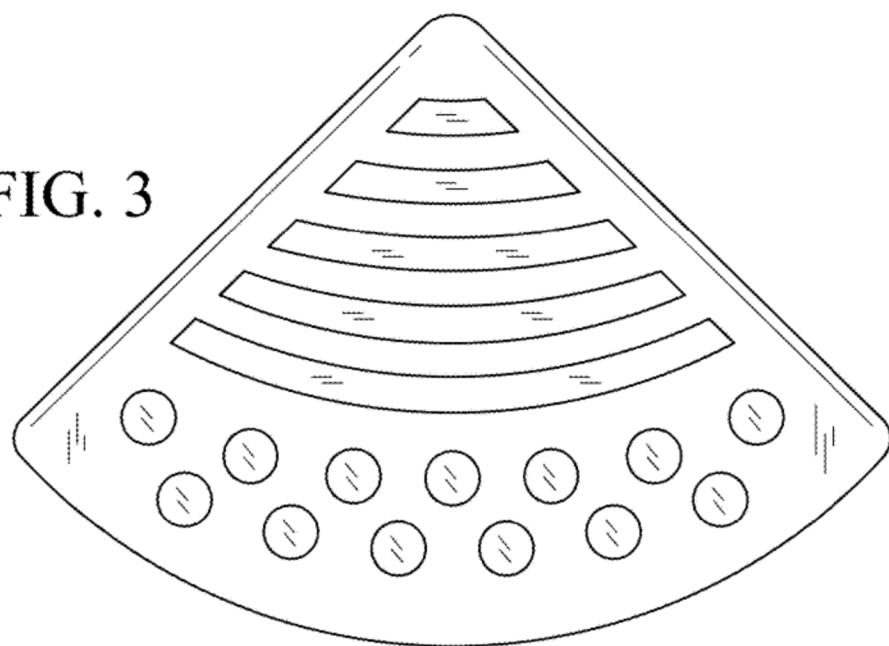


FIG. 4

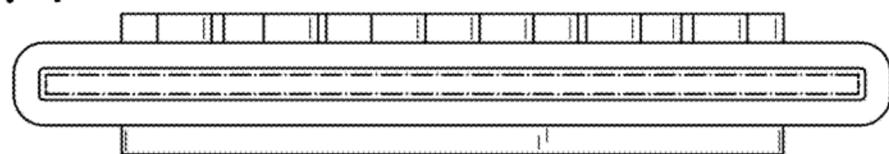


FIG. 2

